

NINTH DAY

(Tuesday, September 26, 1933)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Mr. Speaker.	Holland.
Adamson.	Holloway.
Aikin.	Hoskins.
Alexander.	Huddleston.
Alsup.	Hughes.
Anderson.	Hunt.
Baker.	Hyder.
Barrett.	Jackson.
Barron.	James.
Beck.	Jefferson.
Bedford.	Johnson.
Bourne.	of Anderson.
Bradley.	Jones of Atascosa.
Burns.	Jones of Runnels.
Butler.	Jones of Shelby.
Calvert.	Kyle of Hays.
Camp.	Kyle of Palo Pinto.
Canon.	Laird.
Cathey.	Lemens.
Caven.	Leonard.
Celaya.	Lindsey.
Chastain.	Lotief.
Clayton.	Mackay.
Colson.	Magee.
Cowley.	McCullough.
Crossley.	McGregor.
Daniel.	McKee.
Davidson.	Merritt.
Dean.	Metcalfe.
Devall.	Mitcham.
Dunlap.	Moffett.
Dunagan.	Moore.
Duvall.	Morrison.
Dwyer.	Morse.
Engelhard.	Munson.
Fain.	Nicholson.
Few.	Parkhouse.
Fisher.	Patterson.
Ford.	Pavlica.
Fuchs.	Pope.
Glass.	Puryear.
Golson.	Ramsey.
Good.	Ray.
Goodman.	Reed of Bowie.
Graves.	Reed of Dallas.
Greathouse.	Renfro.
Griffith.	Riddle.
Hankamer.	Roberts.
Harris.	Rogers of Hunt.
Hartzog.	Rogers
Head.	of Ochiltree.
Hester.	Rollins.
Hicks.	Ross.
Hill of Brazoria.	Russell.
Hill of Webb.	Savage.
Hodges.	Scarborough.
Holekamp.	Scott.

Shannon.	Townsend.
Shults.	Turlington.
Smith.	Van Zandt.
Stanfield.	Vaughan.
Stinson.	Wagstaff.
Stovall.	Walker.
Stubbeman.	Weinert.
Sullivant.	Wells.
Tarwater.	Winningham.
Tennyson.	Wood.
Thomas.	Young.
Tillery.	

Absent

Harrison.	Long.
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Absent—Excused

Coombes.	McClain.
Harman.	McDougald.
Johnson	Palmer.
of Dimmit.	Ratliff.
Kayton.	Reader.
Latham.	Steward.
Mathis.	

A quorum was announced present.

Prayer was offered by Rev. Geo. W. Coltrin, Chaplain.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Palmer for today, on motion of Mr. Butler.

Mr. Harman for today and tomorrow, on motion of Mr. Stovall.

Mr. Steward for today, on motion of Mr. Ross.

Mr. Mathis and Mr. McDougald for today, on motion of Mr. Parkhouse.

Mr. Coombes for today, on motion of Mr. Good.

Mr. McClain for today, on motion of Mr. Russell.

Mr. Ratliff for today, on motion of Mr. Dean.

Mr. Latham for today, on motion of Mr. Dunagan.

TO URGE SETTLEMENT OF FOREIGN WAR DEBTS

Mr. Wagstaff offered the following resolution:

H. C. R. No. 12, Relative to the settlement of foreign war debts.

Whereas, The Republican Party through its policies of attempting to collect the foreign war debts in gold, and at the same time preventing such collection through the maintenance of high protective tariffs, has de-

stroyed the export market for cotton, wheat, hogs, tobacco, rice, petroleum, and other Texas products, by reason of the depreciation of foreign currencies, exchange regulations, embargo tariffs, quota restrictions, and other restrictions placed by foreign nations upon trade and commerce because of their necessity of securing gold to meet payments upon the war debts, and

Whereas, The United States is now a creditor nation, and should adjust its debts and tariffs to such a position in order to carry on trade and commerce with other nations; now, therefore, be it

Resolved by the House of Representatives of Texas, the Senate concurring, That we urge our National Congress at its next session to authorize the President to negotiate a permanent and final settlement of the foreign war debts upon such a basis as will prevent the periodical transfer of gold between nations, using such debts to secure tariff and trade advantages, disarmament, or settlement in non-competitive goods, or a final and permanent cash settlement which will permit the resumption of trade between nations upon a normal and profitable basis, and that our National Congress ratify and confirm any such settlements when made by the President; and that our National Congress take immediate steps to adjust our tariffs to our position as a creditor nation; be it further

Resolved, That copies of this resolution be furnished the President of the United States, and to our National Congress.

The resolution was read second time.

Mr. Chastain moved that the resolution be referred to the Committee on Federal Relations.

The motion prevailed.

REQUESTING GOVERNOR TO SUBMIT CERTAIN SUBJECT

Mr. McGregor offered the following resolution:

H. C. R. No. 13, Requesting Governor to submit certain subject.

Whereas, The Legislature of the Forty-second Session thereof submitted a resolution proposing to amend the Constitution so that a centennial commemorating one hundred

years of achievement by Texas might be authorized by the Legislature, and

Whereas, The people of the State of Texas at the general election ratified said proposed amendment to the Constitution, and

Whereas, The Legislature has deferred action, looking to the holding of said centennial because of the financial condition of the country, and

Whereas, Such centennial should be held, and conditions are such now as to indicate that it can be held without placing any unnecessary burden upon the people of Texas; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Governor of the State of Texas is hereby requested to submit the subject embodied in such amendment to the Legislature for its consideration and such action thereon as in its wisdom it may deem best.

The resolution was read second time.

Mr. Scarborough moved that the resolution be laid on the table subject to call.

The motion prevailed.

NOTICE GIVEN

Mr. McGregor gave notice that he would, on tomorrow, call up, for consideration at that time, House Concurrent Resolution No. 13, which resolution was heretofore laid on the table subject to call.

PROTESTING PASSAGE OF DUCK STAMP BILL

Mr. McKee offered the following resolution:

H. C. R. No. 14, Protesting passage of certain bill in Congress.

Whereas, There has been introduced in Congress, Senate Bill No. S-1658, being the so-called Duck Stamp Bill, and which will come up for action at the First Session of the Seventy-third Congress early in 1934, and

Whereas, This bill is unjust and discriminatory and would make it prohibitive to the hunters of the State of Texas to have to pay an additional one dollar (\$1) for a stamp, which would require being affixed to a hunting license in this State, which State license at the present time is two dollars (\$2), and

Whereas, The passage of this Act would mean a loss to the State of Texas of many thousands of dollars in license fees, because of the fact that along the coast line of Texas and elsewhere affords mainly migratory bird hunting, and the additional one dollar (\$1) would curtail the sale of license especially in this section of Texas, and

Whereas, The State of Texas has its own conservation and propagation program which would be greatly injured by the passage of this bill in Congress; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the State of Texas through its Legislature does hereby vehemently protest the passage of this Act, and hereby urges the Hon. Morris Sheppard and Hon. Tom Connally, United States Senators, and all Texas Members of the House of Representatives of the Congress of the United States to not only vote against this measure but to do everything in their power to not allow its passage during the coming Session or at any future time, and be it further

Resolved, That a copy of this resolution be forwarded to all Members of Congress from Texas, and to United States Senators, Hon. Morris Sheppard and Hon. Tom Connally, with the names of the Members of both Bodies affixed thereto.

The resolution was read second time.

On motion of Mr. Russell, the resolution was referred to the Committee on Federal Relations.

MESSAGES FROM THE GOVERNOR

The Speaker laid before the House, and had read, the following messages from the Governor:

Executive Office,
Austin, Texas, September 26, 1933.
To the Forty-third Legislature in First Called Session:

By request of Representatives Nicholson, McDougald, and McKee, I herewith submit for your consideration a bill hereto attached, to be entitled "An Act to amend Article 1970-125, of the Revised Statutes of Texas, 1925, providing for the election of a special judge of the County Court of Jefferson County at Law."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, September 26, 1933.
To the Forty-third Legislature in First Called Session:

By request of a majority of the House, I hereby submit for your consideration the matter of amending Senate Bill No. 262, passed at the Regular Session, so as to include within its provisions and benefits thereof taxes that were delinquent on or before July 1, 1933.

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, September 26, 1933.
To the Forty-third Legislature in First Called Session:

At the request of Representative Hoskins and a majority of the House, I hereby submit for your consideration a bill hereto attached, to be entitled "An Act providing for the payment of interest at the rate of 6 per cent on all warrants issued by the State of Texas."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, September 26, 1933.
To the Forty-third Legislature in First Called Session:

Upon request of Representative Leonard and a majority of the House, I herewith submit for your consideration a bill hereto attached, to be entitled "An Act to authorize the withdrawal or exclusion of lands from water control and improvement districts which embrace lands in two or more counties"

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, September 26, 1933.
To the Forty-third Legislature in First Called Session:

By request of Representative Fuchs and a majority of the House, I herewith submit for your consideration a bill hereto attached, to be entitled "An Act providing that any note, mortgage, deed of trust, or other instrument in writing evidencing any

indebtedness hereafter executed payable more than one year after the date of its execution . . . shall be assessed for taxes by the holder or owner thereof."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, September 26, 1933.
To the Forty-third Legislature in First
Called Session:

By request of Senator Hornsby, I submit for your consideration a bill hereto attached, to be entitled "An Act to amend Article 7324, of the Revised Civil Statutes of 1925, as amended by Chapter 117, Acts of the Forty-second Legislature, providing for collection of delinquent taxes."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, September 26, 1933.
To the Forty-third Legislature in First
Called Session:

At the request of Representative Morse and a majority of the House and Senate, I hereby submit for your consideration a bill hereto attached, to be entitled "An Act to make provision for the adoption of a home rule charter by counties in Texas . . . as provided in Section 3, Article IX, of the Constitution of the State of Texas."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, September 26, 1933.
To the Forty-third Legislature in First
Called Session:

Upon request of Representative Reed, of Dallas County, and a majority of the House, I hereby submit for your consideration a bill hereto attached, to be entitled "An Act to provide a pension fund for firemen, policemen, and fire alarm operators, in all incorporated cities and towns containing more than 240,000 inhabitants and less than 275,000 inhabitants."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, September 26, 1933.
To the Forty-third Legislature in First
Called Session:

By request of Senator Parr and a majority of the House and Senate, I hereby submit for your consideration a bill hereto attached, to be entitled "An Act relating to the duties of the county board of trustees of public schools of this State, in all counties having an area of not more than three thousand eight hundred square miles and not less than three thousand six hundred square miles."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, September 26, 1933.
To the Forty-third Legislature in First
Called Session:

By request of a majority of the House, I herewith submit for your consideration a bill hereto attached, to be entitled "An Act to provide pension fund for employes in all cities containing more than 100,000 inhabitants and less than 120,000 inhabitants."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, September 26, 1933.
To the Forty-third Legislature in First
Called Session:

By request of Representative Pope, I hereby submit for your consideration a bill hereto attached, to be entitled "An Act validating and legalizing the creation of navigation districts heretofore created under authority of Section 52, Article 3, of the Constitution of Texas, and which have thereafter been converted into navigation districts under Section 59, of Article XVI, of the Constitution, and as provided by Section 1, of Chapter 103, Acts of the Forty-first Legislature, 1929, First Called Session," and a companion bill, also hereto attached, of a curative or validating nature to House Bill No. 725, Chapter 89, of the Acts of the Forty-second Legislature.

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Townsend, Mr. Wagstaff, Mrs. Hughes, Mr. Hyder, Mr. Palmer, Mr. Stubbeman, Mr. Good, Mr. Reed of Dallas, Mr. Greathouse, Mr. Hoskins, Mr. Jackson, Mr. Metcalfe, Mr. Laird, Mr. Lotief, Mr. Jones of Atascosa, Mr. Moffett, and Mr. Harman:

H. B. No. 26, A bill to be entitled "An Act providing that all lands south of parallel of latitude 29° 25' North, lying and being situated in Brewster and Presidio Counties, heretofore or hereafter purchased by the State for delinquent taxes and which are not redeemed within the time prescribed by law shall become the property of the State of Texas for park purposes, and shall be under the control of the Texas State Parks Board; providing for the execution of deeds to the State of Texas for park purposes and for filing of certified copies in the General Land Office and the keeping of certain records by the Commissioner of the General Land Office; providing for the exchange or sale of said lands and execution of necessary instruments of conveyance or transfer; etc., and declaring an emergency."

Referred to Committee on Public Lands and Buildings.

By Mr. McClain, Mr. Laird, et al.:

H. B. No. 27, A bill to be entitled "An Act to amend Chapter 2, of Title 116, of the Revised Civil Statutes of Texas, 1925, by adding to said Chapter a new Article, to be known as 'Article 6711-a,' providing that upon application of ten (10) or more resident citizens of the Counties of Polk, Trinity, Angelina, or Tyler, or one person living within an enclosure of two thousand (2,000) acres or more in said Counties, the commissioners court of said County shall open a road through said enclosure of land, or between different persons or owners of land, or along any section line, or along any survey line, or along any survey subdivision line, where said land is adjacent or contiguous to public rivers, lakes, or bays in the Counties of Polk, Trinity, Angelina, or

Tyler; providing for notice and hearing on said application; providing for damages to landowners where roads are opened; providing that the commissioners court shall not be required to keep such roads worked; etc., and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Nicholson, Mr. McDougald, and Mr. McKee:

H. B. No. 28, A bill to be entitled "An Act to amend Article 1970-125, of the Revised Civil Statutes of Texas, 1925, providing for the election of a Special Judge of the County Court of Jefferson County at Law; providing for the compensation for such Special Judge, and declaring an emergency."

Referred to Committee on Counties.

By Mr. Leonard et al.:

H. B. No. 29, A bill to be entitled "An Act to authorize the withdrawal or exclusion of lands from water control and improvement districts which embrace lands in two or more counties, and containing not less than one hundred twenty-five thousand (125,000) acres after the provisions hereof are adopted by a two-thirds vote of the board of directors of any such district, by resolution and entered of record upon the minutes of such board, and a copy thereof recorded in the office of the county clerk of each county in which any portion of the lands of such district are situated; providing that no petition for exclusion of lands shall be presented or filed unless the lands proposed to be excluded, and therein described, exceed five thousand (5,000) acres; prescribing the method of procedure whereby lands may be withdrawn or excluded from any district; etc., and declaring an emergency."

Referred to Committee on Conservation and Reclamation.

By Mr. Reed of Dallas et al.:

H. B. No. 30, A bill to be entitled "An Act to provide a pension fund for firemen, policemen, and fire alarm operators, in all incorporated cities and towns containing more than two hundred forty thousand (240,000) inhabitants and less than two hundred seventy-five thousand (275,000) inhabitants, according to the last preceding Federal census; providing for the creation of a board of trustees

for the disbursement of said pension fund; directing the manner of disbursing said pension fund and declaring an emergency."

Referred to Committee on Counties.

By Mr. Hankamer, Mr. Clayton, and Mr. Jackson, et al:

H. B. No. 31, A bill to be entitled "An Act to provide pension fund for employes in all cities containing more than one hundred thousand (100,000) inhabitants and less than one hundred twenty thousand (120,000) inhabitants, according to the last preceding Federal Census, in counties containing more than nine hundred (900) square miles; providing for the creation of a board of trustees for the disbursement of said pension fund; directing the manner of disbursing said pension fund; and declaring an emergency."

Referred to Committee on Counties.

By Mr. Hoskins et al:

H. B. No. 32, A bill to be entitled "An Act providing for the payment of interest at the rate of 6 per cent on all warrants issued by the State of Texas against the General Fund or any special fund after the effective date of this Act; and for the payment of such interest on all such warrants now outstanding and unpaid, from the effective date of this Act until the same shall have been paid by the State Treasurer, and appropriating a sufficient sum of pay said interest, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Fuchs et al:

H. B. No. 33, A bill to be entitled "An Act providing that any note, mortgage, deed of trust, or other instrument in writing evidencing any indebtedness hereafter executed payable more than one year after the date of its execution, and drawing 5 per cent, or more, interest per annum, and secured in whole or in part by any lien upon any real estate in this State, shall be assessed for taxes by the holder or owner thereof, and the taxes thereon shall have been paid before any such note or instrument in writing shall be admissible in evidence for any purpose; etc., and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Stubbeman et al:

H. B. No. 34, A bill to be entitled "An Act relating to the duties of the county board of trustees of public schools of this State, in all counties having an area of not more than three thousand eight hundred (3,800) square miles and not less than three thousand six hundred (3,600) square miles and a population of not less than nine thousand and eight hundred (9,800) and not more than twelve thousand, (12,000), according to the last Federal Census, authorizing them to condemn land for school purposes; etc., and declaring an emergency."

Referred to Committee on Education.

By Mr. Morse et al.:

H. B. No. 35, A bill to be entitled "An Act to make provision for: 1—(Section 1). The adoption of a home rule charter by counties in Texas, upon a vote of the qualified resident electors of such counties, all as provided in Section 3, Article IX, of the Constitution of the State of Texas; reference to such provisions of the Constitution here is made to the same effect as though it were embodied herein; etc., and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Graves:

H. B. No. 36, A bill to be entitled "An Act to amend Article 7324, of the Revised Civil Statutes of 1925, as amended by Chapter 117, Acts of the Forty-second Legislature, providing for collection of delinquent taxes and method of giving notice of delinquencies to record owners; giving commissioners courts discretionary power to extend time for bringing tax suits only for good and sufficient reasons; etc., and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Anderson:

H. B. No. 37, A bill to be entitled "An Act to define, license, tax, regulate, and control recreation establishments; fixing penalties for violation of said Act; providing if any part of this Act is declared unconstitutional, it shall not affect the validity of the remainder of this Act; repealing all

laws in conflict herewith, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Pope et al:

H. B. No. 38, A bill to be entitled "An Act to amend House Bill No. 925, Chapter 89, Acts of the Forty-second Legislature, passed at its Regular Session in 1931, authorizing any navigation district created for the development of deep-water navigation which may now have, or may hereafter have, within its boundaries, a city of not less than twenty-seven thousand nor more than twenty-eight thousand inhabitants, as shown by the Federal Census last preceding such action, to borrow money and encumber its properties and revenues to secure payments thereof, by adding thereto new Sections, to be known as Sections 8, 9, 10, 11, 12, 13, and 14, so as to provide for notice and hearing in respect of the issuance of the evidences of any such indebtedness; etc., and declaring an emergency."

Referred to Committee on Conservation and Reclamation.

HOUSE BILL NO. 28 ON SECOND READING

Mr. Nicholson and Mr. McKee moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 28 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—113

Adamson.	Colson.
Aikin.	Crossley.
Aleander.	Davidson.
Alsup.	Devall.
Anderson.	Dunagan.
Baker.	Engelhard.
Barrett.	Fain.
Barron.	Few.
Beck.	Fisher.
Bedford.	Ford.
Bourne.	Fuchs.
Bradley.	Glass.
Camp.	Golson.
Canon.	Good.
Cathey.	Goodman.
Caven.	Graves.
Chastain.	Greathouse.
Clayton.	Griffith.

Hankamer.	Pavlica.
Harris.	Pope.
Hartzog.	Purveyar.
Head.	Ramsey.
Hester.	Ray.
Hicks.	Reed of Bowie.
Hill of Webb.	Reed of Dallas.
Hodges.	Renfro.
Holekamp.	Riddle.
Holland.	Roberts.
Hoskins.	Rogers of Hunt.
Huddleston.	Rogers
Hughes.	of Ochiltree.
Hunt.	Rollins.
Hyder.	Ross.
Jackson.	Russell.
James.	Savage.
Johnson	Scarborough.
of Anderson.	Shults.
Jones of Runnels.	Smith.
Jones of Shelby.	Stinson.
Kyle of Hays.	Stovall.
Kyle of Palo Pinto.	Stubbeman.
Laird.	Sullivant.
Lemens.	Tarwater.
Leonard.	Tennyson.
Lindsey.	Thomas.
Lotief.	Tillery.
Mackay.	Townsend.
McGregor.	Turlington.
McKee.	Van Zandt.
Merritt.	Vaughna.
Metcalfe.	Wagstaff.
Mitcham.	Walker.
Moffett.	Weinert.
Moore.	Wells.
Morrison.	Winningham.
Morse.	Wood.
Munson.	Young.
Nicholson.	

Absent

Burns.	Holloway.
Butler.	Jefferson.
Calvert.	Jones of Atascosa.
Celaya.	Long.
Cowley.	Magee.
Daniel.	McCullough.
Dean.	Parkhouse.
Dunlap.	Patterson.
Duvall.	Scott.
Dwyer.	Shannon.
Harrison.	Stanfield.
Hill of Brazoria.	

Absent—Excused

Coombes.	McClain.
Harman.	McDougald.
Johnson	Palmer.
of Dimmit.	Ratliff.
Kayton.	Reader.
Latham.	Steward.
Mathis.	

On motion of Mr. Nicholson, the Twenty-four-hour House Rule, relative to the consideration of printed

bills, was suspended, to take up, for consideration at this time, House Bill No. 28.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 28, A bill to be entitled "An Act to amend Article 1970-125 of the Revised Civil Statutes of Texas, 1925, providing for the election of a special judge of the County Court of Jefferson County at Law; providing for the compensation for such special judge, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 28 ON THIRD READING

The Speaker then laid House Bill No. 28 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—120

Adamson.	Harris.
Aikin.	Hartzog.
Alexander.	Head.
Alsup.	Hester.
Anderson.	Hicks.
Baker.	Hill of Brazoria.
Barrett.	Hodges.
Barron.	Holekamp.
Beck.	Holland.
Bedford.	Holloway.
Bourne.	Hoskins.
Bradley.	Huddleston.
Camp.	Hughes.
Canon.	Hunt.
Cathey.	Hyder.
Caven.	Jackson.
Chastain.	James.
Clayton.	Jefferson.
Colson.	Johnson
Cowley.	of Anderson.
Crossley.	Jones of Atascosa.
Davidson.	Jones of Runnels.
Dean.	Jones of Shelby.
Devall.	Kyle of Hays.
Dunlap.	Kyle of Palo Pinto.
Dunagan.	Lemens.
Engelhard.	Leonard.
Fain.	Lindsey.
Few.	Lotief.
Fisher.	Mackay.
Ford.	McCullough.
Fuchs.	McKee.
Glass.	Merritt.
Golson.	Metcalf.
Goodman.	Mitcham.
Graves.	Moffett.
Greathouse.	Moore.
Griffith.	Morrison.
Hankamer.	Morse.

Munson.	Shults.
Nicholson.	Smith.
Pavlica.	Stanfield.
Pope.	Stinson.
Puryear.	Stovall.
Ramsey.	Stubbeman.
Ray.	Sullivant.
Reed of Bowie.	Tarwater.
Reed of Dallas.	Tennyson.
Renfro.	Thomas.
Riddle.	Tillery.
Roberts.	Townsend.
Rogers of Hunt.	Turlington.
Rogers	Van Zandt.
of Ochiltree.	Vaughan.
Rollins.	Wagstaff.
Ross.	Walker.
Russell.	Weinert.
Savage.	Wells.
Scarborough.	Winningham.
Scott.	Wood.
Shannon.	Young.

Absent

Burns.	Harrison.
Butler.	Hill of Webb.
Calvert.	Laird.
Celaya.	Long.
Daniel.	Magee.
Duvall.	McGregor.
Dwyer.	Parkhouse.
Good.	Patterson.

Absent—Excused

Coombes.	McClain.
Harman.	McDougald.
Johnson	Palmer.
of Dimmit.	Ratliff.
Kayton.	Reader.
Latham.	Steward.
Mathis.	

BILL ORDERED NOT PRINTED

(By Unanimous Consent)

On motion of Mr. Moore, House Bill No. 18 was ordered not printed.

HOUSE BILL NO. 18 ON SECOND READING

On motion of Mr. Moore, the Twenty-four-hour House Rule, relative to the consideration of printed bills, was suspended, to take up, for consideration at this time, House Bill No. 18.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 18, A bill to be entitled "An Act to amend Article 3886, of the Revised Civil Statutes of 1925, as amended by Chapter 220, Acts of the Regular Session of the Forty-third Legislature, by reducing in the aggregate the amount of salaries of em-

ployes in the office of the criminal district attorneys in counties having a population in excess of 355,000 inhabitants, and fixing the compensation of such employes so as to provide an adequate staff for said offices in said counties; providing for the payment of certain of said employes by said counties from the general funds of such counties; etc., and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 18 ON THIRD READING

Mr. Moore moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 18 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—116

Adamson.	Hicks.
Aikin.	Hill of Brazoria.
Alexander.	Hodges.
Alsup.	Holekamp.
Anderson.	Holland.
Baker.	Holloway.
Barron.	Hoskins.
Beck.	Huddleston.
Bourne.	Hughes.
Bradley.	Hunt.
Burns.	Hyder.
Camp.	Jackson.
Canon.	James.
Caven.	Jefferson.
Chastain.	Johnson
Clayton.	of Anderson.
Colson.	Jones of Atascosa.
Cowley.	Jones of Runnels.
Crossley.	Jones of Shelby.
Daniel.	Kyle of Hays.
Davidson.	Kyle of Palo Pinto.
Dean.	Laird.
Devall.	Lemens.
Dunagan.	Lindsey.
Engelhard.	Lotief.
Fain.	Mackay.
Few.	Magee.
Fisher.	McKee.
Ford.	Merritt.
Fuchs.	Metcalfe.
Glass.	Mitcham.
Golson.	Moffett.
Good.	Moore.
Goodman.	Morrison.
Graves.	Morse.
Greathouse.	Munson.
Hankamer.	Patterson.
Harris.	Pavlica.
Hartzog.	Pope.
Head.	Puryear.
Hester.	Ramsey.

Ray.	Stanfield.
Reed of Bowie.	Stinson.
Reed of Dallas.	Stovall.
Renfro.	Sullivant.
Riddle.	Tarwater.
Roberts.	Tennyson.
Rogers of Hunt.	Thomas.
Rogers	Tillery.
of Ochiltree.	Townsend.
Rollins.	Turlington.
Ross.	Van Zandt.
Russell.	Vaughan.
Savage.	Wagstaff.
Scarborough.	Walker.
Scott.	Wells.
Shannon.	Winningham.
Shults.	Wood.
Smith.	Young.

Absent

Barrett.	Harrison.
Bedford.	Hill of Webb.
Butler.	Leonard.
Calvert.	Long.
Cathey.	McCullough.
Celaya.	McGregor.
Dunlap.	Nicholson.
Duvall.	Parkhouse.
Dwyer.	Stubbeman.
Griffith.	Weinert.

Absent—Excused

Coombes.	McClain.
Harman.	McDougald.
Johnson	Palmer.
of Dimmit.	Ratliff.
Kayton.	Reader.
Latham.	Steward.
Mathis.	

The Speaker then laid House Bill No. 18 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—118

Adamson.	Cowley.
Aikin.	Crossley.
Alexander.	Daniel.
Alsup.	Davidson.
Anderson.	Dean.
Baker.	Dunagan.
Barron.	Engelhard.
Beck.	Fain.
Bourne.	Few.
Bradley.	Fisher.
Burns.	Ford.
Camp.	Fuchs.
Canon.	Glass.
Cathey.	Golson.
Caven.	Good.
Chastain.	Goodman.
Clayton.	Graves.
Colson.	Greathouse.

Griffith.	Nicholson.
Hankamer.	Patterson.
Harris.	Pavlica.
Hartzog.	Pope.
Head.	Purveyar.
Hicks.	Ramsey.
Hill of Brazoria.	Ray.
Hodges.	Reed of Bowie.
Holekamp.	Reed of Dallas.
Holland.	Renfro.
Holloway.	Riddle.
Hoskins.	Roberts.
Huddleston.	Rogers of Hunt.
Hughes.	Rogers of Ochiltree.
Hunt.	Rollins.
Hyder.	Ross.
Jackson.	Russell.
James.	Savage.
Jefferson.	Scarborough.
Johnson.	Scott.
of Anderson.	Shannon.
Jones of Atascosa.	Shults.
Jones of Runnels.	Smith.
Jones of Shelby.	Stanfield.
Kyle of Hays.	Stinson.
Kyle of Palo Pinto.	Stovall.
Laird.	Stubbeman.
Lemens.	Sullivant.
Lindsey.	Tarwater.
Lotief.	Tennyson.
Mackay.	Tillery.
Magee.	Townsend.
McGregor.	Turlington.
McKee.	Vaughan.
Merritt.	Wagstaff.
Metcalf.	Walker.
Mitcham.	Weinert.
Moffett.	Wells.
Moore.	Winningham.
Morrison.	Wood.
Morse.	Young.
Munson.	

Absent

Barrett.	Harrison.
Bedford.	Hester.
Butler.	Hill of Webb.
Calvert.	Leonard.
Celaya.	Long.
Devall.	McCullough.
Dunlap.	Parkhouse.
Duval.	Thomas.
Dwyer.	Van Zandt.

Absent—Excused

Coombes.	McClain.
Harman.	McDougald.
Johnson.	Palmer.
of Dimmit.	Ratliff.
Kayton.	Reader.
Latham.	Steward.
Mathis.	

BILL ORDERED NOT PRINTED

(By Unanimous Consent)

On motion of Mrs. Hughes, House Bill No. 30 was ordered not printed.

HOUSE BILL NO. 30 ON SECOND READING

On motion of Mrs. Hughes, the Twenty-four-hour House Rule, relative to the consideration of printed bills, was suspended, to take up, for consideration at this time, House Bill No. 30.

Mrs. Hughes moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 30 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—114

Adamson.	Huddleston.
Aikin.	Hughes.
Alexander.	Hunt.
Alsup.	Hyder.
Anderson.	Jackson.
Baker.	James.
Barron.	Jefferson.
Beck.	Johnson
Bourne.	of Anderson.
Bradley.	Jones of Atascosa.
Burns.	Jones of Runnels.
Camp.	Jones of Shelby.
Canon.	Kyle of Hays.
Cathey.	Kyle of Palo Pinto.
Caven.	Laird.
Clayton.	Lemens.
Colson.	Lindsey.
Cowley.	Lotief.
Crossley.	Mackay.
Daniel.	Magee.
Davidson.	McGregor.
Dean.	Merritt.
Devall.	Metcalf.
Dunagan.	Mitcham.
Engelhard.	Moffett.
Fain.	Moore.
Few.	Morrison.
Fisher.	Morse.
Fuchs.	Munson.
Glass.	Nicholson.
Golson.	Patterson.
Good.	Pavlica.
Goodman.	Pope.
Graves.	Purveyar.
Greathouse.	Ramsey.
Griffith.	Ray.
Hankamer.	Reed of Bowie.
Harris.	Reed of Dallas.
Hartzog.	Renfro.
Head.	Riddle.
Hicks.	Roberts.
Hill of Brazoria.	Rogers of Hunt.
Hodges.	Rogers
Holland.	of Ochiltree.
Holloway.	Rollins.
Hoskins.	Ross.

Russell.	Tennyson.
Savage.	Thomas.
Scarborough.	Turlington.
Scott.	Van Zandt.
Shults.	Vaughan.
Smith.	Wagstaff.
Stanfield.	Walker.
Stinson.	Weinert.
Stovall.	Wells.
Stubbeman.	Winningham.
Sullivan.	Wood.
Tarwater.	Young.

Absent

Barrett.	Hester.
Bedford.	Hill of Webb.
Butler.	Holekamp.
Calvert.	Leonard.
Celaya.	Long.
Chastain.	McCullough.
Dunlap.	McKee.
Duvall.	Parkhouse.
Dwyer.	Shannon.
Ford.	Tillery.
Harrison.	Townsend.

Absent—Excused

Coombes.	McClain.
Harman.	McDougald.
Johnson	Palmer.
of Dimmit.	Ratliff.
Kayton.	Reader.
Latham.	Steward.
Mathis.	

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 30, A bill to be entitled "An Act to provide a pension fund for firemen, policemen, and fire alarm operators, in all incorporated cities and towns containing more than two hundred and forty thousand (240,000) inhabitants and less than two hundred and seventy-five thousand (275,000) inhabitants, according to the last preceding Federal Census; providing for the creation of a board of trustees for the disbursement of said pension fund; directing the manner of disbursing said pension fund, and declaring an emergency."

The bill was read second time.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to the body of the bill.

House Bill No. 30 was then passed to engrossment.

HOUSE BILL NO. 30 ON THIRD READING

The Speaker then laid House Bill No. 30 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—119

Adamson.	Johnson
Aikin.	of Anderson.
Alexander.	Jones of Atascosa.
Alsup.	Jones of Runnels.
Anderson.	Jones of Shelby.
Baker.	Kyle of Hays.
Barrett.	Kyle of Palo Pinto.
Beck.	Laird.
Bourne.	Lemens.
Burns.	Leonard.
Camp.	Lindsey.
Canon.	Lotief.
Cathey.	Mackay.
Caven.	Magee.
Chastain.	McCullough.
Clayton.	McGregor.
Colson.	McKee.
Cowley.	Merritt.
Crossley.	Metcalfe.
Davidson.	Mitcham.
Dean.	Moffett.
Devall.	Moore.
Dunlap.	Morrison.
Dunagan.	Morse.
Dwyer.	Munson.
Engelhard.	Nicholson.
Fain.	Patterson.
Few.	Pavlica.
Fisher.	Pope.
Ford.	Purveyar.
Fuchs.	Ramsey.
Glass.	Ray.
Good.	Reed of Bowie.
Goodman.	Reed of Dallas.
Graves.	Renfro.
Griffith.	Riddle.
Hankamer.	Roberts.
Harris.	Rogers of Hunt.
Hartzog.	Rogers
Head.	of Ochiltree.
Hester.	Rollins.
Hicks.	Ross.
Hill of Brazoria.	Russell.
Hodges.	Scarborough.
Holekamp.	Shannon.
Holland.	Shults.
Holloway.	Smith.
Hoskins.	Stanfield.
Huddleston.	Stinson.
Hughes.	Stovall.
Hunt.	Stubbeman.
Hyder.	Sullivan.
Jackson.	Tarwater.
James.	Tennyson.
Jefferson.	Thomas.

Tillery.	Walker.
Townsend.	Weinert.
Turlington.	Winningham.
Van Zandt.	Wood.
Vaughan.	Young.
Wagstaff.	

Absent

Barron.	Greathouse.
Bedford.	Harrison.
Bradley.	Hill of Webb.
Butler.	Long.
Calvert.	Parkhouse.
Celaya.	Savage.
Daniel.	Scott.
Duvall.	Wells.
Golson.	

Absent—Excused

Coombes.	McClain.
Harman.	McDougald.
Johnson	Palmer.
of Dimmit.	Ratliff.
Kayton.	Reader.
Latham.	Steward.
Mathis.	

BILL ORDERED NOT PRINTED

(By Unanimous Consent)

On motion of Mr. Hankamer, House Bill No. 31 was ordered not printed.

HOUSE BILL NO. 31 ON SECOND READING

On motion of Mr. Hankamer, the Twenty-four-hour House Rule, relative to the consideration of printed bills, was suspended, to take up, for consideration at this time, House Bill No. 31.

Mr. Hankamer moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 31 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—107

Adamson.	Chastain.
Aikin.	Clayton.
Alexander.	Colson.
Alsup.	Cowley.
Anderson.	Crossley.
Baker.	Davidson.
Barron.	Dean.
Beck.	Devall.
Bourne.	Dunlap.
Bradley.	Dwyer.
Camp.	Engelhard.
Canon.	Fain.
Cathey.	Few.
Caven.	Ford.

Fuchs.	Moffett.
Glass.	Morrison.
Good.	Morse.
Goodman.	Munson.
Graves.	Nicholson.
Griffith.	Pavlica.
Hankamer.	Puryear.
Harris.	Ray.
Hartzog.	Reed of Bowie.
Head.	Reed of Dallas.
Hester.	Renfro.
Hicks.	Riddle.
Hill of Brazoria.	Roberts.
Hodges.	Rogers of Hunt.
Holekamp.	Rogers
Holland.	of Ochiltree.
Holloway.	Rollins.
Hoskins.	Ross.
Huddleston.	Russell.
Hunt.	Scarborough.
Hyder.	Shannon.
Jackson.	Shults.
James.	Smith.
Jefferson.	Stanfield.
Johnson	Stinson.
of Anderson.	Stovall.
Jones of Atascosa.	Stubbeman.
Jones of Runnels.	Sullivant.
Jones of Shelby.	Tarwater.
Kyle of Palo Pinto.	Tennyson.
Laird.	Tillery.
Lemens.	Turlington.
Leonard.	Van Zandt.
Lindsey.	Vaughan.
Lotief.	Wagstaff.
Mackay.	Walker.
McCullough.	Wells.
McKee.	Winningham.
Merritt.	Wood.
Metcalfe.	Young.
Mitcham.	

Absent

Barrett.	Kyle of Hays.
Bedford.	Long.
Burns.	Magee.
Butler.	McGregor.
Calvert.	Moore.
Celaya.	Parkhouse.
Daniel.	Patterson.
Dunagan.	Pope.
Duvall.	Ramsey.
Fisher.	Savage.
Golson.	Scott.
Greathouse.	Thomas.
Harrison.	Townsend.
Hill of Webb.	Weinert.
Hughes.	

Absent—Excused

Coombes.	McClain.
Harman.	McDougald.
Johnson	Palmer.
of Dimmit.	Ratliff.
Kayton.	Reader.
Latham.	Steward.
Mathis.	

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 31, A bill to be entitled "An Act to provide pension fund for employes in all cities containing more than one hundred thousand (100,000) inhabitants and less than one hundred twenty thousand (120,000) inhabitants, according to the last preceding Federal Census, in counties containing more than nine hundred (900) square miles; providing for the creation of a board of trustees for the disbursement of said pension fund; directing the manner of disbursing said pension fund; and declaring an emergency."

The bill was read second time.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to the body of the bill.

House Bill No. 31 was then passed to engrossment.

HOUSE BILL NO. 31 ON THIRD READING

The Speaker then laid House Bill No. 31 before the House, on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—111

Adamson.	Fuchs.
Aikin.	Glass.
Alexander.	Good.
Alsup.	Goodman.
Anderson.	Graves.
Baker.	Hankamer.
Barron.	Harris.
Beck.	Hartzog.
Bourne.	Head.
Bradley.	Hester.
Camp.	Hicks.
Canon.	Hill of Brazoria.
Cathey.	Hodges.
Caven.	Holekamp.
Chastain.	Holland.
Clayton.	Holloway.
Colson.	Hoskins.
Cowley.	Hughes.
Crossley.	Hunt.
Davidson.	Hyder.
Dean.	Jackson.
Devall.	James.
Dwyer.	Jefferson.
Engelhard.	Johnson
Fain.	of Anderson.
Few.	Jones of Atascosa.
Fisher.	Jones of Runnels.
Ford.	Jones of Shelby.

Kyle of Palo Pinto.	Rogers of Ochiltree.
Laird.	Rollins.
Lemens.	Ross.
Leonard.	Russell.
Lindsey.	Scarborough.
Mackay.	Scott.
McCullough.	Shannon.
McGregor.	Shults.
McKee.	Smith.
Merritt.	Stanfield.
Metcalf.	Stinson.
Mitcham.	Stovall.
Moffett.	Stubbleman.
Moore.	Sullivan.
Morrison.	Tarwater.
Morse.	Tennyson.
Munson.	Tillery.
Nicholson.	Townsend.
Patterson.	Turlington.
Pavlica.	Van Zandt.
Puryear.	Vaughan.
Ray.	Wagstaff.
Reed of Bowie.	Walker.
Reed of Dallas.	Weinert.
Renfro.	Wells.
Riddle.	Winningham.
Roberts.	Wood.
Rogers of Hunt.	Young.

Present—Not Voting

Lotief.

Absent

Barrett.	Griffith.
Bedford.	Harrison.
Burns.	Hill of Webb.
Butler.	Huddleston.
Calvert.	Kyle of Hays.
Celaya.	Long.
Daniel.	Magee.
Dunlap.	Parkhouse.
Dunagan.	Pope.
Duvall.	Ramsey.
Golson.	Savage.
Greathouse.	Thomas.

Absent—Excused

Coombes.	McClain.
Harman.	McDougald.
Johnson	Palmer.
of Dimmit.	Ratliff.
Kayton.	Reader.
Latham.	Steward.
Mathis.	

BILL ORDERED NOT PRINTED

(By Unanimous Consent)

On motion of Mr. Clayton, House Bill No. 17 was ordered not printed.

HOUSE BILL NO. 17 ON SECOND READING

On motion of Mr. Clayton, the Twenty-four-hour House Rule, relative to the consideration of printed

bills, was suspended, to take up, for consideration at this time, House Bill No. 17.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 17, A bill to be entitled "An Act amending Chapter 220, Acts of the Forty-third Legislature, Regular Session, page 734, by adding thereto Section 5-a (Article 3886-a); providing for the maximum compensation for district attorneys and county attorneys in all counties in this State having a population of one hundred thousand and one (100,001) and not more than one hundred and fifty thousand (150,000) inhabitants, and containing a city having a population in excess of seventy-five thousand (75,000) inhabitants, according to the last preceding Federal Census; etc., and declaring an emergency."

The bill was read second time.

Mr. Van Zandt moved that further consideration of the bill be postponed until next Friday.

The motion was lost.

Question recurring on the engrossment of the bill, yeas and nays were demanded.

House Bill No. 17 was then passed to engrossment by the following vote:

Yeas—67

Aikin.	Hyder.
Alexander.	Jackson.
Alsup.	Jefferson.
Baker.	Johnson
Bedford.	of Anderson.
Bourne.	Jones of Shelby.
Bradley.	Kyle of Palo Pinto.
Burns.	Laird.
Butler.	Leonard.
Chastain.	Lindsey.
Clayton.	Mackay.
Colson.	Magee.
Cowley.	McCullough.
Daniel.	McGregor.
Davidson.	Merritt.
Dean.	Mitcham.
Duvall.	Moffett.
Few.	Moore.
Greathouse.	Morrison.
Griffith.	Morse.
Hankamer.	Munson.
Hartzog.	Nicholson.
Hill of Brazoria.	Pavlica.
Hodges.	Pope.
Holland.	Reed of Dallas.
Holloway.	Renfro.
Hughes.	Riddle.
Hunt.	Roberts.

Rogers	Tarwater.
of Ochiltree.	Tennyson.
Russell.	Townsend.
Scarborough.	Turlington.
Shannon.	Wagstaff.
Stanfield.	Walker.
Stubbeman.	

Nays—43

Adamson.	Lemens.
Beck.	Lotief.
Calvert.	Puryear.
Canon.	Ray.
Cathey.	Reed of Bowie.
Caven.	Rogers of Hunt.
Crossley.	Rollins.
Devall.	Savage.
Engelhard.	Scott.
Fain.	Shults.
Fisher.	Smith.
Glass.	Stinson.
Golson.	Stovall.
Good.	Sullivant.
Graves.	Tillery.
Harris.	Van Zandt.
Hester.	Vaughan.
Huddleston.	Weinert.
James.	Winningham.
Jones of Atascosa.	Wood.
Jones of Runnels.	Young.
Kyle of Hays.	

Present—Not Voting

Goodman.

Absent

Anderson.	Hill of Webb.
Barrett.	Holekamp.
Barron.	Hoskins.
Camp.	Long.
Celaya.	McKee.
Dunlap.	Metcalfe.
Dunagan.	Parkhouse.
Dwyer.	Patterson.
Ford.	Ramsey.
Fuchs.	Ross.
Harrison.	Thomas.
Head.	Wells.
Hicks.	

Absent—Excused

Coombes.	McClain.
Harman.	McDougald.
Johnson	Palmer.
of Dimmit.	Ratliff.
Kayton.	Reader.
Latham.	Steward.
Mathis.	

HOUSE BILL NO. 17 ON THIRD READING

Mr. Clayton moved that the constitutional rule, requiring bills to be read on three several days, be sus-

pending, and that House Bill No. 17 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—84

Aikin.	Jones of Shelby.
Alexander.	Kyle of Palo Pinto.
Alsup.	Laird.
Anderson.	Leonard.
Baker.	Lindsey.
Bedford.	Mackay.
Bourne.	McCullough.
Bradley.	McGregor.
Burns.	McKee.
Camp.	Merritt.
Canon.	Mitcham.
Chastain.	Moffett.
Clayton.	Moore.
Colson.	Morse.
Cowley.	Munson.
Daniel.	Nicholson.
Davidson.	Pavlica.
Devall.	Pope.
Dwyer.	Puryear.
Few.	Reed of Dallas.
Fisher.	Renfro.
Ford.	Riddle.
Fuchs.	Roberts.
Golson.	Rogers
Good.	of Ochiltree.
Greathouse.	Ross.
Hankamer.	Russell.
Hartzog.	Scarborough.
Hill of Brazoria.	Shannon.
Hodges.	Shults.
Holekamp.	Smith.
Holland.	Stanfield.
Holloway.	Stubbeman.
Hoskins.	Tarwater.
Hughes.	Tennyson.
Hunt.	Thomas.
Hyder.	Townsend.
Jackson.	Turlington.
James.	Vaughan.
Jefferson.	Wagstaff.
Johnson	Walker.
of Anderson.	Weinert.
Jones of Runnels.	Young.

Nays—21

Adamson.	Kyle of Hays.
Beck.	Lotief.
Calvert.	Ray.
Caven.	Reed of Bowie.
Crossley.	Rogers of Hunt.
Fain.	Rollins.
Glass.	Sullivant.
Goodman.	Tillery.
Graves.	Van Zandt.
Harris.	Winningham.
Huddleston.	

Absent

Barrett.	Butler.
Barron.	Cathey.

Celaya.	Long.
Dean.	Magee.
Dunlap.	Metcalfe.
Dunagan.	Morrison.
Duvall.	Parkhouse.
Engelhard.	Patterson.
Griffith.	Ramsey.
Harrison.	Savage.
Head.	Scott.
Hester.	Stinson.
Hicks.	Stovall.
Hill of Webb.	Wells.
Jones of Atascosa.	Wood.
Lemens.	

Absent—Excused

Coombes.	McClain.
Harman.	McDougald.
Johnson	Palmer.
of Dimmit.	Ratliff.
Kayton.	Reader.
Latham.	Steward.
Mathis.	

The Speaker then laid House Bill No. 17 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—72

Aikin.	Kyle of Palo Pinto.
Alexander.	Laird.
Alsup.	Leonard.
Baker.	Lindsey.
Bedford.	Mackay.
Bourne.	Magee.
Bradley.	McCullough.
Butler.	McGregor.
Canon.	McKee.
Cathey.	Merritt.
Clayton.	Mitcham.
Colson.	Moffett.
Davidson.	Moore.
Duvall.	Morrison.
Engelhard.	Morse.
Few.	Munson.
Good.	Nicholson.
Greathouse.	Pavlica.
Griffith.	Pope.
Hankamer.	Ramsey.
Hartzog.	Reed of Dallas.
Hill of Brazoria.	Renfro.
Hodges.	Riddle.
Holekamp.	Roberts.
Holland.	Rogers
Holloway.	of Ochiltree.
Hoskins.	Russell.
Hughes.	Scarborough.
Hunt.	Shannon.
Hyder.	Stanfield.
Jackson.	Stubbeman.
Jefferson.	Tarwater.
Johnson	Tennyson.
of Anderson.	Thomas.
Jones of Shelby.	Townsend.

Turlington.
Wagstaff.

Walker.
Weinert.

Nays—36

Adamson.	Kyle of Hays.
Beck.	Lotief.
Calvert.	Ray.
Caven.	Reed of Bowie.
Cowley.	Rogers of Hunt.
Crossley.	Rollins.
Dean.	Savage.
Fain.	Scott.
Fisher.	Shults.
Glass.	Stinson.
Golson.	Stovall.
Graves.	Sullivant.
Harris.	Tillery.
Hester.	Van Zandt.
Huddleston.	Vaughan.
James.	Winningham.
Jones of Atascosa.	Wood.
Jones of Runnels.	Young.

Present—Not Voting

Goodman.

Absent

Anderson.	Harrison.
Barrett.	Head.
Barron.	Hicks.
Burns.	Hill of Webb.
Camp.	Lemens.
Celaya.	Long.
Chastain.	Metcalfe.
Daniel.	Parkhouse.
Devall.	Patterson.
Dunlap.	Puryear.
Dunagan.	Ross.
Dwyer.	Smith.
Ford.	Wells.
Fuchs.	

Absent—Excused

Coombes.	McClain.
Harman.	McDougald.
Johnson	Palmer.
of Dimmit.	Ratliff.
Kayton.	Reader.
Latham.	Steward.
Mathis.	

RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled resolution:

S. C. R. No. 7, Relative to aid for certain independent school districts.

BILLS RE-REFERRED

On motion of Mr. Stubbeman, House Bills Nos. 19 and 34 were withdrawn from the Committee on Counties and referred to the Committee on Education.

PROVIDING FOR THE INVESTIGATION OF CERTAIN LIFE INSURANCE COMPANY

Mr. Good offered the following resolution:

A resolution for the purpose of the investigation of the affairs of the Missouri State Life Insurance Company as the same pertains to approximately 38,000 policyholders within the State of Texas.

Whereas, It appears that of recent date the Missouri State Life Insurance Company, a foreign corporation, domiciled in the State of Missouri, and having a permit to do business in the State of Texas, has passed through some character of receivership in the State of Missouri in the nature of a conservation receivership, or rather in the nature of a proceeding, the result of which has, and is, and will, jeopardize the contractual rights of approximately 38,000 Texas life insurance policyholders in said insurance company; and

Whereas, It further appears that the said Missouri State Life Insurance Company, under its permit to do business within the State of Texas, has issued, sold, and delivered to Texas policyholders about 38,000 life insurance policies during the last twenty years of its operation within this State, and that said life insurance policyholders have all, during said time, paid to the said Missouri State Life Insurance Company, of St. Louis, Missouri, their respective premiums upon their respective policies; and

Whereas, It further appears that the said Missouri State Life Insurance Company has outstanding at the present time, in the State of Texas, approximately 38,000 life insurance policies, upon which there is a cash surrender value or loan value thereon in the approximate sum of \$15,517,115, and that the said insurance company has invested within the State of Texas in real estate and mortgage liens the approximate sum of \$3,520,137.25. That the total investments by reason of the reserve under the law in this State made by said insurance company is in the sum of \$14,656,012.37; that the difference between the real estate and mortgage lien investments which are wholly within the jurisdiction of this State, and the total amount invested is in the sum

of \$11,135,875.12; that this difference is invested in stocks and bonds, etc., which stocks and bonds are within the possession of said insurance company beyond the borders of this State; and that it further appearing that the said insurance company is short on its investment under the legal reserve, as provided for by law, in the sum of \$861,102.63; and

Whereas, Some character of receivership has recently been had in the State court in the City of St. Louis, Missouri, wherein some character of transaction has been entered into by and through said legal, or attempted legal, proceedings, wherein and whereby the assets of the Missouri State Life Insurance Company have been sold to the General American Life Insurance Company, and that said General American Life Insurance Company is at this time engaged in an effort to take over all the assets of said Missouri State Life Insurance Company under some kind or character of said court order; that no ancillary receivership proceedings were ever had in the State of Texas growing out of said State receivership in the State of Missouri, although the same was requested to be done by the Insurance Commissioner of the State of Texas, for the purpose of having a judicial ascertainment of the deficit in said Missouri State Life Insurance Company, if any; and

Whereas, It further appearing that from the terms and conditions of the attempted sale of the Missouri State Life Insurance Company to the General American Life Insurance Company, growing out of the proceedings in the State of Missouri, that the reserve or cash surrender value of any and all of the 38,000 Texas policyholders in the approximate sum of \$15,517,115 has had impressed thereon a lien by the said General American Life Insurance Company, and thereby tying up and making it impossible for the Texas insurance policyholders in the Missouri State Life Insurance Company to receive any loan in cash on their said policies, or to surrender the same, and to receive the cash value thereon in lieu of their policies, all of which was done, and is attempting to be done, without the knowledge or consent of the Texas policyholders and without the consent of the Insurance Department of the State of Texas; and

Whereas, It further appearing that immediately subsequent to the transaction as above set forth in this resolution, Kathryn I. Goodfellow, of East St. Louis, on a \$2,000 policy; Wm. L. Baugnness, of Chicago, on a \$5,000 policy; N. M. Rhodes, of Hartford, Connecticut, on a \$10,000 policy; Sidney M. Platt, of New York City, on a \$5,000 policy; and Mildred Platt, of New York City, on a \$1,000 policy, all said policies being issued and sold to said parties by the Missouri State Life Insurance Company, have filed a suit in the Federal Court of the City of St. Louis, State of Missouri, for the purpose of annulling and setting aside and holding for naught the attempted sale of the Missouri State Life Insurance Company to the General American Life Insurance Company, and it further appearing that in the said receivership case that Mr. O'Malley's (Insurance Commissioner of the State of Missouri) report on the company to the State court showed gross assets of the Missouri State Life Insurance Company at \$152,058,959, but that he arbitrarily, and without legal justification, deducted \$36,097,213 assets as "not admitted." It further appearing that said Commissioner reported liabilities of \$144,961,746, and that the assets were not less than 75 per cent of the amount necessary to be on hand as required by State law, and it further appearing that in said suit in the Federal Court of the State of Missouri, it is their charge that the policyholders were not given any kind or character of notice and did not have their day in court, but, notwithstanding, the absence of notice and notwithstanding no day in court was ever given to the 38,000 policyholders in Texas, nor any of them, that in the said sale of the Missouri State Life Insurance Company to the General American Life Insurance Company, the contractual rights of the said 38,000 policyholders in the State of Texas have been destroyed and denied to them; and

Whereas, It further appearing that the General American Life Insurance Company for more than six months prior to the said proceedings in St. Louis in the said court set up numerous examinations for the Missouri State Life Insurance Company, and caused certain "straw" men, or dummies, to act as incorporators of the General American Life Insurance

Company at Carthage, Missouri, in order to conceal it was being formed to take over and succeed the Missouri State Life Insurance Company; and

Whereas, It further appears that in the proceedings in said court in the State of Missouri upon hearings therein, the defendants made it appear that the assets of the said Missouri Life Insurance Company were \$47,952,707 less than gross assets found by the Insurance Commissioner by excluding loans made to policyholders, and that unless the purported contract was immediately accepted and ordered by the said court that a loss of \$500,000 weekly would occur to policyholders and thereby precluded and prohibited any other firms, persons, corporations, and partnerships from making any kind or character of bid on the assets of the Missouri State Life Insurance Company, that no such bids were requested and no time given therefor; it further appearing that if the said contract of sale is permitted to stand that the sum of \$15,517,115 of cash surrender value of Texas policyholders will be jeopardized and will work irreparable injury; and

Whereas, It further appearing that the Legislature of the State of Texas has, from time to time, enacted protective laws for the protection of all persons, firms, partnerships, and corporations within this State dealing with corporations of another State and that the Legislature has set up by appropriate legislation a department known as the "Commissioner of Insurance" to administer such laws, and that it further appearing that the insurance laws of this State, as well as the Insurance Commissioner, although the Missouri State Life Insurance Company was acting in Texas under a permit and by the grace of the State of Texas, said laws and said Insurance Department have been ignored and that a "sell-out" of the said 38,000 policyholders in Texas has been attempted in the said court in the City of St. Louis, Missouri, without notice, without any ancillary proceedings whatsoever in this State and without consent of the Insurance Department of the State of Texas; therefore, be it

Resolved by the House of Representatives of the First Called Session of the Forty-third Legislature of the State of Texas:

I

That the Speaker of the House be authorized and that he do immediately upon the passage of this resolution appoint a committee of five Members of the House, which Committee shall investigate and determine the conduct of all parties connected with the transactions above-mentioned, for the purpose of protecting the 38,000 life insurance policyholders of the Missouri State Life Insurance Company within the State of Texas.

II

Said Committee shall make its report to the House of the present Called Session of the Legislature, if possible; but if this Committee does not have sufficient time to make the necessary investigations and file its report before the adjournment of this Called Session, it shall continue its labors after adjournment until a full and complete investigation of all the matters herein stated has been made, and said Committee shall make its report to the House when the Regular Legislature shall convene in its Regular Session, or in the event another Called Session of the Forty-third Legislature shall be had, it shall make its report to the House of such Called Session.

III

If said investigation shall develop any violation of the law on the part of any person connected in any manner whatsoever with the management, conduct, and operation of the Missouri Life Insurance Company in the State of Texas, it shall be the duty of said Committee to immediately make a report of the facts to the district or county attorney of the district or county having jurisdiction of such offenses, and also to the grand jury of the county or counties, if such grand jury shall be in session.

IV

That the report of said Committee shall be in writing and filed with the House of Representatives to form the basis of any future legislation upon the governing of foreign insurance companies operating within the State of Texas under a permit, and for the further purpose to form a basis of future legislation wherein a wise and efficient protective law may be enacted to protect the policyholders

within this State in any or all of foreign life insurance companies operating in this State under permit.

V

Said Committee shall be known as the House Committee upon the said Missouri State Life Insurance Company of Texas, and shall elect such officers and employes as it may desire, and shall establish and make such rules for governing it under procedure and forms of process as may be permitted by law.

VI

Said Committee shall have the power to issue processes, summon witnesses, administer oaths and to make all investigations that may seem necessary to ascertain whether or not the law has been violated by any person or persons connected in any manner with the management, conduct, and operation of the Missouri State Life Insurance Company in Texas, or any person or persons connected with the governing body of the State of Texas authorizing said concern to so operate within the State of Texas, or any person or persons dealing either with the Missouri State Life Insurance Company or with the Commissioner of Insurance of the State of Texas, or with both.

VII

In addition to all the power necessary to carry out the full and complete terms of this resolution, said Committee appointed hereunder shall have all the authority conferred by law on the State of Texas, and shall act under this resolution and under all the laws of the State of Texas pertaining to such matters.

VIII

All the necessary expenses incurred by the members of the Committee appointed hereunder, including the necessary traveling expenses by members of the Committee, or incurred under its direction, and in pursuance of this investigation, shall be paid out of the contingent expense fund of the Legislature of the State of Texas.

Signed—Good, Cathey, Scott, Morrison, Hunt, Hoskins, Sullivant, Van Zandt, and Townsend.

The resolution was read second time.

Question—Shall the resolution be adopted?

ADJOURNMENT

On motion of Mr. Vaughan, the House, at 12 o'clock m., adjourned until 10 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolution, as follows:

Federal Relations: House Concurrent Resolution No. 14.

Counties: House Bills Nos. 17, 18, 28, 30, and 31.

Education: House Bills Nos. 19, 21, and 34.

Conservation and Reclamation: House Bills Nos. 29 and 38.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,

Austin, Texas, September 25, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 15, A bill to be entitled "An Act authorizing and directing the administrative or governing authorities of the public educational institutions of this State to except and exempt from the payment of all dues, fees, and charges, except for board and clothing, all citizens of Texas who served as nurses or in the armed forces of the United States during the World War or during the Spanish-American War and who were honorably discharged therefrom, and giving said citizens a preferential right to be admitted to the benefits of said institutions; providing the provisions of this Act shall apply to those students herein exempted that have registered and paid fees for the 1933-1934 term; authorizing the governing board of such institutions to refund said fees for 1933-1934 term, and declaring an emergency,"

Has carefully compared same, and finds is correctly engrossed.

PARKHOUSE, Acting-Chairman.

Committee Room,
Austin, Texas, September 26, 1933.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred,

H. B. No. 28, A bill to be entitled
"An Act to amend Article 1970-125,
of the Revised Civil Statutes of
Texas, 1925, providing for the elec-
tion of a Special Judge of the County
Court of Jefferson County at Law;
providing for the compensation for
such Special Judge, and declaring an
emergency,"

Have carefully compared same, and
finds it correctly engrossed.

TOWNSEND, Acting Chairman.

TENTH DAY

(Wednesday, September 27, 1933)

The House met at 10 o'clock a. m.,
pursuant to adjournment, and was
called to order by Speaker Stevenson.

The roll was called, and the follow-
ing Members were present:

Mr. Speaker.	Dwyer.
Adamson.	Engelhard.
Aikin.	Fain.
Alexander.	Few.
Alsup.	Fisher.
Anderson.	Ford.
Baker.	Fuchs.
Barrett.	Glass.
Barron.	Golson.
Beck.	Good.
Bedford.	Goodman.
Bourne.	Graves.
Bradley.	Greathouse.
Burns.	Griffith.
Butler.	Hankamer.
Calvert.	Harris.
Camp.	Hartzog.
Canon.	Head.
Cathy.	Hester.
Caven.	Hicks.
Celaya.	Hill of Brazoria.
Chastain.	Hill of Webb.
Clayton.	Hodges.
Colson.	Holekamp.
Coombes.	Holland.
Cowley.	Holloway.
Crossley.	Hoskins.
Daniel.	Huddleston.
Davidson.	Hughes.
Dean.	Hunt.
Devall.	Hyder.
Dunlap.	Jackson.
Dunagan.	James.
Duvall.	Jefferson.

Johnson	Ray.
of Anderson.	Reed of Bowie.
Jones of Atascosa.	Reed of Dallas.
Jones of Runnels.	Renfro.
Jones of Shelby.	Riddle.
Kyle of Hays.	Roberts.
Kyle of Palo Pinto.	Rogers of Hunt.
Laird.	Rogers
Latham.	of Ochiltree.
Lemens.	Rollins.
Leonard.	Ross.
Lindsey.	Russell.
Long.	Savage.
Lotief.	Scarborough.
Mackay.	Scott.
Magee.	Shannon.
Mathis.	Shults.
McClain.	Stanfield.
McCullough.	Steward.
McGregor.	Stinson.
McKee.	Stovall.
Merritt.	Stubbeman.
Metcalf.	Sullivant.
Mitcham.	Tarwater.
Moffett.	Tennyson.
Moore.	Thomas.
Morrison.	Tillery.
Morse.	Townsend.
Munson.	Turlington.
Nicholson.	Van Zandt.
Palmer.	Vaughan.
Parkhouse.	Wagstaff.
Patterson.	Walker.
Pavlica.	Weinert.
Pope.	Wells.
Puryear.	Winningham.
Ramsey.	Wood.
Ratliff.	Young.

Absent

Harrison.	Smith.
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Absent—Excused

Harman.	Kayton.
Johnson	McDougald.
of Dimmit.	Reader.

A quorum was announced present.

Prayer was offered by Rev. Geo.
W. Coltrin, Chaplain.

HOUSE BILLS ON FIRST READING

The following House bills, intro-
duced today, were laid before the
House, read severally first time, and
referred to the appropriate commit-
tees, as follows:

By Mr. Dean and Mr. Metcalfe:

H. B. No. 39, A bill to be entitled
"An Act to validate all ad valorem